

AMENDED

APPLICATION FOR PERMIT

Serial No. 9764

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUN 23 1934
 Returned to applicant for correction SEP 24 1934
 Corrected application filed NOV 23 1934

The undersigned Martin Espil
Name of applicant
 of Cedarville, County of Modoc,
 State of California, hereby make s application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

1. The source of the proposed appropriation is A Spring now known as
Name of stream, lake, or other source
Quaking Asp Spring.
2. The amount of water applied for is 0.25 second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Stockwatering and domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
At a point in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 1, T. 42 N., R. 18 E.,
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
M.D.B.&M., which bears N. 58° 47' E., 2674 ft. from the S.W. Sec.
Corner Sec. 1.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located in E $\frac{1}{2}$ of SW $\frac{1}{4}$ Sec. 1, T. 42 N., R. 18 E.
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
M.D.B.&M.
- (f) Point of return of water to stream _____
Describe in same manner as point of diversion.

- (g) State number and kinds of animals to be watered 5000 sheep and
100 cattle

- (h) Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

- (i) Remarks Applicant and his predecessors in interest have used all
the water of this source and the range territory surrounding same for
many years prior to 1905, and by virtue of such use claim vested
rights to the use of the water and the adjacent range, which said
vested rights are not waived by virtue of the filing of this applica-
tion.

DESCRIPTION OF PROPOSED WORKS

Cleaning spring and piping to troughs.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$200.00

6. Estimated time required to construct works One year

7. Remarks This application is made in order to acquire a definite

For use of applicant

record right to the use of the water of the source in question, it being understood that there is no existing provision of law for the State Engineer to determine claims of vested water rights for stock-watering purposes.

Martin Espil, Applicant.

By Harvey M. Payne

Compared A.S.-C.T.

This sheet inspected

, Engineer.

Protested January 30, 1935 by William M. Steward

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, deny and do hereby grant the same, subject to the following limitations and conditions:

on the grounds that the applicant or his successors in interest failed to submit the information requested and the approval of this application without the information requested would be detrimental to the public welfare.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

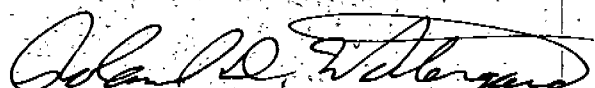
Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use must be filed with State Engineer on or before

Map Filed Dec. 19, 1934 under 9163

WITNESS MY HAND AND SEAL this 22nd day

of August, 1969,



State Engineer.